

**Metropolitan Transportation Commission
Programming and Allocations Committee**

July 13, 2022

Agenda Item 3a - 22-1046

MTC Resolution Nos. 4504, Revised and 4532

Subject:

Revises the FY 2022-23 Fund Estimate and approves the FY 2022-23 State of Good Repair (SGR) Program project list.

Background:

Fund Estimate Revision: Reconcile Actual FY 2021-22 TDA and AB 1107 Revenues

Overall, actual Bay Area Transportation Development Act (TDA) and AB 1107 sales tax receipts for FY 2021-22 are 19% and 20% above FY 2020-21 actual receipts, respectively. This results in roughly \$77 million more TDA funding for Bay Area operators over FY 2020-21 actuals, and \$61.5 million more than originally anticipated for FY 2021-22. Each of the nine Bay Area counties experienced greater actual receipts than originally forecast, and so no recissions will be required. San Francisco saw the strongest year over year growth in TDA receipts (35%), following severe pandemic-related impacts to its sales tax revenues in FY 2020-21.

Attachment A provides details on actual TDA revenues by county as well as the original and revised county auditor estimates for each county.

State of Good Repair (SGR) Program – FY 2022-23 Regional Project List

Caltrans' State of Good Repair (SGR) Program guidelines require regional agencies like MTC to approve SGR Program Revenue-Based projects from transit operators, in addition to the Population-Based funds and submit a single region-wide list of projects to Caltrans by September 1st of each year. MTC has worked with the Bay Area's transit operators to compile a single, regional list of SGR Program projects for FY 2022-23, as shown in Attachment A to MTC Resolution 4532.

Approximately \$32 million is expected in Revenue-Based funds, along with \$11.8 million in Population-Based funds. Most operators are using their Revenue-Based funds for state of good repair projects at facilities and stations, or to provide local match, and in a few cases for rehabilitation of vehicles or to contribute to new vehicles costs. For the Population-Based funds, MTC is programming all \$11.8 million to the next generation Clipper® system, in accordance with the policy established in MTC Resolution No. 4321.

Issues:

Discussions are ongoing between MTC, BART and four East Bay bus operators (County Connection, Tri-Delta Transit, LAVTA and WestCAT) about approaches to amend the 1997 BART-Feeder Bus Agreement that established a funding mechanism for BART to support feeder bus operators using BART's TDA and State Transit Assistance (STA) Revenue-Based funds. An agreement on a path forward between the parties has not been reached as of this writing. Until satisfactory progress towards an agreement is made, MTC will allocate no more than 50% of the feeder bus payments programmed for FY 2022-23. Staff expect to return to the Committee this fall with a further update about this issue.

Recommendations:

Refer MTC Resolution Nos. 4504, Revised and 4532 to the Commission for approval.

Attachments:

- Attachment A: FY 2021-22 TDA and AB 1107 Revenues
- MTC Resolution No. 4504, Revised
- MTC Resolution No.4532



Therese W. McMillan

Attachment A: FY 2021-22 TDA and AB 1107 Revenues (\$ millions)

	A	B	C	D			
	FY 2020-21	FY 2021-22	FY 2021-22	FY 2021-22	FY 2021-22	FY 2021-22	FY 2020-21 Actual
County	Actual	Feb. 2021	Feb. 2022	Actual	Revenue	Revenue	vs.
	Revenue	Original Estimate	Revised Estimate	Revenue	Adjustment	Adjustment	FY 2021-22 Actual
					(D-B) - \$	(D-B) - %	(D-A) - %
Alameda	\$84.6	\$84.8	\$100.8	\$102.2	\$17.4	20%	21%
Contra Costa	\$48.7	\$45.9	\$55.3	\$55.9	\$10.0	22%	15%
Marin	\$14.2	\$12.0	\$16.1	\$17.7	\$5.7	48%	25%
Napa	\$8.7	\$9.0	\$10.1	\$11.3	\$2.3	26%	29%
San Francisco	\$34.1	\$44.6	\$43.7	\$45.9	\$1.3	3%	35%
San Mateo	\$42.2	\$42.9	\$52.1	\$52.3	\$9.4	22%	24%
Santa Clara	\$122.1	\$130.9	\$135.9	\$139.5	\$8.6	7%	14%
Solano	\$22.5	\$22.5	\$25.5	\$25.5	\$3.0	14%	14%
Sonoma	\$26.2	\$26.6	\$30.5	\$30.3	\$3.7	14%	15%
Total	\$403.4	\$419.1	\$470.0	\$480.6	\$61.5	15%	19%
AB 1107	\$86.2	\$83.0	\$98.0	\$103.6	\$20.6	25%	20%

Date: February 23, 2022
W.I.: 1511
Referred by: PAC
Revised: 7/27/2022-C

ABSTRACT

MTC Resolution No. 4504, Revised

This resolution approves the FY 2022-23 Fund Estimate, including the distribution and apportionment of Transportation Development Act (TDA), State Transit Assistance (STA), State of Good Repair (SGR) Program, Assembly Bill (AB) 1107 sales tax, Low Carbon Transit Operations (LCTOP) cap-and-trade auction revenues, and transit-related bridge toll funds.

This resolution was revised on July 27, 2022 to reflect actual receipts for TDA and AB 1107 funds in FY 2021-22.

Further discussion of this action is contained in the MTC Programming and Allocations Summary Sheet dated February 9, 2022 and July 13, 2022.

Date: February 23, 2022
W.I.: 1511
Referred by: PAC

RE: Determination of Transportation Development Act (TDA) Area Apportionments and Proposed Distribution of Operating Funds for FY 2022-23

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4504, Revised

WHEREAS, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Section 66500 *et seq.*; and

WHEREAS, the Transportation Development Act (TDA), Public Utilities Code (PUC) Sections 99200 *et seq.*, provides that funds are made available from the Local Transportation Fund (LTF) for various transportation purposes; and

WHEREAS, pursuant to 21 California Code of Regulations Section 6620, the County Auditor for each of the nine counties in the Bay Area has submitted the revised and new TDA fund estimates for FY 2021-22 and FY 2022-23 as shown in Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length; and

WHEREAS, MTC is required to determine and advise all prospective claimants, prior to March 1 each year, of all area apportionments from the LTF for the following fiscal year pursuant to 21 California Code of Regulations Section 6644; and

WHEREAS, all area apportionments of TDA funds for the 2022-23 fiscal year are shown in Attachment A to this resolution, attached hereto and incorporated herein as though set forth at length; and

WHEREAS, MTC has prepared a proposed distribution of operating/capital assistance funds, including TDA, State Transit Assistance (STA) pursuant to Public Utilities Code § 99310 *et seq.*, State of Good Repair (SGR) Program pursuant to Public Utilities Code § 99312.1, Low Carbon Transit Operations Program (LCTOP) pursuant to Health and Safety Code § 39719(b)(1)(B), the twenty-five percent (25%) of the one-half cent transaction and use tax collected pursuant to PUC Section 29142.2 (AB 1107), and estimates of certain toll bridge revenues (SHC §§ 30910 *et seq.*), in order to provide financial information to all prospective claimants to assist them in developing budgets in a timely manner; and

WHEREAS, the proposed distribution of such operating assistance funds is also shown in Attachment A; now, therefore, be it

RESOLVED, that MTC approves the area apportionments of TDA funds, and the proposed distribution of operating assistance funds for the 2022-23 fiscal year as shown in Attachment A, subject to the conditions noted therein; and, be it further

RESOLVED, that MTC intends to allocate operating assistance funds for the 2022-23 fiscal year, based on the area apportionments of TDA funds, the proposed distribution of operating assistance funds and upon the receipt of appropriate claims from eligible claimants; and, be it further

RESOLVED, that Attachment A may be revised by the MTC Executive Director or his designee to reflect funds returned to the Local Transportation Fund and expired capital allocations or by approval of the MTC Programming and Allocations Committee, except that any significant changes shall be submitted to the full Commission for approval.

METROPOLITAN TRANSPORTATION COMMISSION



Alfredo Pedroza, Chair

The above resolution was approved by the Metropolitan Transportation Commission at a regular meeting of the Commission held in San Francisco, California, and at other remote locations, on February 23, 2022.

Date: July 27, 2022
W.I.: 1511
Referred by: PAC

ABSTRACT

Resolution No. 4532

This resolution adopts the project allocations for the Caltrans transit State of Good Repair Program for the San Francisco Bay Area for Fiscal Year (FY) 2022-23.

This resolution includes the following attachment:

Attachment A – FY 2022-23 State of Good Repair Program Public Utilities Code § 99314 and 99313 Project List

Further discussion of this action is contained in the Programming and Allocations Summary Sheet dated July 12, 2022.

Date: July 27, 2022
W.I.: 1511
Referred by: PAC

RE: Caltrans Transit State of Good Repair Program, FY 2022-23

METROPOLITAN TRANSPORTATION COMMISSION
RESOLUTION NO. 4532

WHEREAS, the Metropolitan Transportation Commission (MTC) is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code Section 66500 et seq.; and

WHEREAS, Senate Bill (SB) 1 (Chapter 5, Statutes of 2017), known as the Road Repair and Accountability Act of 2017, establishes the State of Good Repair Program (SGR Program); and

WHEREAS, the SGR Program will provide approximately \$121 million annually to transit operators in California for eligible transit maintenance and capital projects; and

WHEREAS, Public Utilities Code § 99313 and 99314 provides for the allocation by the State Controller of SGR Program funds to MTC based on the ratio of the population of the area under MTC' s jurisdiction to the total population of the State of California and based on each Bay Area operator's qualifying revenue, respectively; and

WHEREAS, the State Department of Transportation (Caltrans) is responsible for administering the SGR Program; and

WHEREAS, Caltrans has developed guidelines for the purpose of administering and distributing SGR Program funds to eligible project sponsors; and

WHEREAS, Caltrans' guidelines for the Fiscal Year 2022-23 SGR Program require Regional Transportation Planning Agencies (RTPAs) like MTC to approve and submit a regional project list for all Public Utilities Code § 99314 and 99313 funds to be allocated to operators in the Bay Area; and

WHEREAS, staff has prepared a SGR Program Public Utilities Code § 99314 and 99313 funding allocation request list, Attachment A, for submittal to Caltrans, said attachment attached hereto and incorporated herein as though set forth at length; now, therefore, be it

RESOLVED, that MTC adopts the Fiscal Year 2022-23 SGR Program Public Utilities Code § 99314 and 99313 funding allocation request list, attached hereto as Attachment A; and, be it further

RESOLVED, that MTC agrees to comply with all conditions and requirements set forth in the applicable statutes, regulations, guidelines, for all SGR Program funded projects; and, be it further

RESOLVED, that MTC hereby authorizes the submittal of the SGR Program Public Utilities Code § 99314 and 99313 funding allocation request list, attached hereto as Attachment A; and, be it further

RESOLVED, that should the final Fiscal Year 2022-23 amount differ from the State Controller's Office estimate, any amount above or below the estimate will be allocated to the projects listed in Attachment A; and, be it further

RESOLVED, that the Executive Director is authorized to make minor changes to Attachment A to conform to sponsor requests, and Caltrans and State Controller's actions.

METROPOLITAN TRANSPORTATION COMMISSION

Alfredo Pedroza Chair

The above resolution was entered into by the Metropolitan Transportation Commission at a regular meeting of the Commission held in San Francisco, California, and at other remote locations, on July 27, 2022.

Fiscal Year 2022-23 State of Good Repair Program Public Utilities Code § 99314 Project List			
Agency	Project Title	Amount	Notes
Alameda-Contra Costa Transit District (AC Transit)	Purchase of 36 on-highway commuter buses	\$4,121,218	
ACE Train (Alameda County Apportionment)	ACE Capital Spares	\$47,324	
BART	Repair & Rehabilitation of Various BART Districtwide Systems	\$6,457,954	
Peninsula Corridor Joint Powers Board (Caltrain)	Replacement of Two Bridge Crossings over Guadalupe River and System-wide Track Rehabilitation	\$1,536,774	
Central Contra Costa Transit Authority (County Connection)	Intelligent Transportation System Security Maintenance	\$134,731	
City of Fairfield (FAST)	Corporation Yard Transit Fleet Electrification Project	\$28,186	Includes \$4,279 allocation to Vacaville
Golden Gate Bridge Highway and Transportation District	New Vessel Acquisition	\$1,474,600	
Livermore-Amador Valley Transit Authority (Wheels)	Replacement Bus Purchase	\$64,628	
Marin County Transit District (Marin Transit)	Replacement of 7 35ft Hybrid Vehicles	\$252,014	
Napa County Transportation and Planning Agency	Vine Bus Maintenance Facility	\$18,296	
City of Petaluma	Bus Fleet Repair and Rehabilitation	\$7,850	
San Mateo County Transit District (SamTrans)	Bus Shelter Upgrade & Replacement Program	\$1,541,284	
City of Santa Rosa (Santa Rosa City Bus)	Fixed-Route Fleet Preventive Maintenance	\$26,379	

Agency	Project Title	Amount	Notes
City of San Francisco (SFMTA)	SFMTA Facilities SGR Project FY 22-23	\$5,504,640	
City of San Francisco (SFMTA)	SFMTA Fixed Guideway SGR Project FY 22-23	\$5,504,639	
Sonoma-Marin Area Rail Transit District (SMART)	SMART Capital Spare Parts	\$318,586	
Solano County Transit (SolTrans)	Battery Refresh for Hybrid Buses	\$57,924	Includes allocation of \$1,316 to Dixon and \$418 to Rio Vista
County of Sonoma (Sonoma County Transit)	Fixed-Route Vehicle Replacements	\$36,746	
Eastern Contra Costa Transit Authority (TriDelta Transit)	Maintenance Facility Parking Lot Repair	\$65,141	
City of Union City (Union City Transit)	Purchase of Replacement Revenue Vehicles	\$19,963	
Santa Clara Valley Transportation Authority (VTA)	Cerone Operations Control Center (OCC)	\$4,698,774	Includes \$27,303 allocation corresponding to ACE
Western Contra Costa Transit Authority (WestCAT)	Local match for purchase of replacement revenue vehicles.	\$85,542	
San Francisco Bay Area Water Emergency Transportation Authority (WETA)	Diesel Particulate Filter (DPF) Demonstration	\$419,052	
TOTAL		\$32,422,245	

Fiscal Year 2022-23 State of Good Repair Program Public Utilities Code § 99313 Project List			
Agency	Project Title	Amount	Notes
Metropolitan Transportation Commission (MTC)	Clipper®/Clipper® 2	\$11,809,467	
TOTAL		\$11,809,467	